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ILLINOIS COMMERCE COMMISSION

STATE OF ILLINOIS

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CHIEF CLERK'S OFFICE

DOCKET NO.

04-0022

CORN BELT ENERGY CORPORATION, an
Illinois not for profit corporation, formed when Illinois
Valley Electric Cooperative, Inc., and Corn Belt
Electric Cooperative, Inc., merged on
January 1, 1999.

and

ILLINOIS POWER COMPANY, an Illinois
corporation.

JOINT PETITION FOR APPROVAL OF AMENDMENT
NO. 9 TO THE SERVICE AREA AGREEMENT DATED October 21, 1970
BETWEEN ILLINOIS VALLEY ELECTRIC COOPERATIVE, INC., NOW KNOWN AS CORN
BELT ENERGY CORPORATION, AND ILLINOIS POWER COMPANY

CORN BELT ENERGY CORPORATION, formerly ILLINOIS VALLEY ELECTRIC
COOPERATIVE, INC., (IVEC) an Illinois not for profit corporation and ILLINOIS POWER
COMPANY (Illinois Power), hereby file this Joint Petition with the Illinois Commerce
Commission, pursuant to Section 6 of the Electric Suppliers Act (Act) for approval of an
amendment to the Service Area Agreement between IVEC and Illinois Power, dated October
21, 1970, (Service Area Agreement) and approved by the Illinois Commerce Commission
(Commission) by order entered in Docket No. ESA 136, on April 7, 1971 and in support thereof
states as follows:

1. IVEC and Illinois Power are both electric suppliers subject to the jurisdiction of the
Act.
2. IVEC and Illinois Power entered into a Service Area Agreement, dated October 21,
1970, which agreement was approved by the Commission in Docket No. ESA 136 on April 7,
1971.
3. IVEC and Illinois Power have found it necessary to amend such Service Area
Agreement in order to avoid duplication of facilities and minimize inconvenience and
inefficiencies to the public.

4. Attached hereto as Attachment A is Amendment No. 9 to the Service Area Agreement between Illinois Power and IVEC and Exhibits 1 and 2 of said Amendment. Exhibits 1 and 2 of said Amendment more fully describe the territorial boundaries changes of the respective entities as a result of the amendment.

5. A copy of the Service Area Agreement between IVEC and Illinois Power is attached hereto as Attachment B.

6. Such Amendment No. 9 to the Service Area Agreement will tend to increase the efficiency of the Joint Petitioners in rendering electric service to the public.

7. The terms of Amendment No. 9 will not change the electric supplier of any customer now being served by either Petitioner on the date that said amendment was executed.

8. The Service Area Agreement provides in Sections 7 and 9 thereof that if either party should request the other to furnish electrical service to a customer who the requesting party is entitled to serve by virtue of the agreement and the other party does render such service, the agreement shall not be thereby rendered void but should remain in full force and effect and further provides that any agreement between the parties made for the furnishing of such service to such customer shall be in the form of an amendment to the agreement and subject to the approval of the Commission.

9. This Amendment No. 9 to the Service Area Agreement is reasonable and in the public interest and should be approved by the Commission.

WHEREFORE, the Petitioners pray that Amendment No. 9 to the Service Area Agreement is reasonable and in the public interest and should be approved by the Commission.

Corn Belt Energy
Corporation

By: 

A. Jack Best
Regional Manager-
Northern Division

ILLINOIS POWER COMPANY

By: 

Shig William Yasunaga
Illinois Power Company
500 South 27th Street
Decatur, Illinois 62521

STATE OF ILLINOIS)
 : SS
COUNTY OF BUREAU)

I, the undersigned being first duly sworn deposes and state that I am the ^{Regional} General Manager of Corn Belt Energy Corporation's Northern Region and that I have read the foregoing Joint Petition filed in the above cause and know the content thereof and the same is true to the best of my knowledge, information and belief.


General Manager
Regional

Subscribed and Sworn to before me this

5TH day of JANUARY, 2003-2004


Notary Public

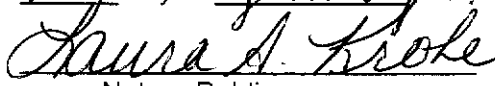


STATE OF ILLINOIS)
 : SS
COUNTY OF MACON)

I, the undersigned, being first duly sworn deposes and state that I am the Municipal & Cooperative Relations Manager of Illinois Power Company and that I have read the foregoing Joint Petition filed in the above cause and know the content thereof and the same is true to the best of my knowledge, information and belief.


Municipal & Cooperative Relations
Manager

Subscribed and Sworn to before me this

9th day of January, 2003

Notary Public

